IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

WRIT PETITION NO. 1645 OF 2006

Mr.Dilip Popatlal Shah ...Petitioner
V/s.
The State of Maharashtra ...Respondent

None for the Petitioner.
Mr.Y.M. Nakhawa, APP for the State.

CORAM : V.M. KANADE, J.

DATED : SEPTEMBER 10, 2007

P.C. :-

. Heard learned APP for the State. None appears on behalf of the applicant.

2. The applicant is challenging an order passed by the trial Court whereby his application for production of inquiry report was dismissed by the Chief Judicial Magistrate.

3. I have perused the said application and the reply which is given to the said application by the prosecution. The present case was registered in 1996. Chargesheet was filed in the same year. Though an application has been made by the accused to examine

defence witness Mr.Ashok U. Kakade, prosecution has alleged that on one pretext or the other, this witness has not been examined since 22nd February, 2002. Thereafter, the present application has been filed on 27th March, 2006. It is obvious that the accused is trying to protract the hearing of the trial by filing various applications. There is no reason to interfere with the impugned order.

. Writ Petition is dismissed.

(V.M. KANADE, J.)